

**MINUTES**  
**PLANNING BOARD**  
**TOWN OF TRURO**

May 25, 2004

The Planning Board held a meeting at the Library on May 25, 2004 at 7:00 p.m.

Members present were: N. Brown (chair), T. Franidin, C. Hartman, K. Snow and W. Worthington and A. Chaplin.

Absent: A. Nurczynski..

Also present: Assistant Town Administrator John Sanguinet, Atty. Murphy, John Hopkins, Carey Diehi, Atty. Edward Pare, Atty. Sarah Turano-Flores, Chet Lay, Atty. Paul Benatti and Mark Slivka.

1. MINUTES OF MAY 11, 2004

C. Hartman made a motion to accept the minutes of May 11, 2004, as amended; motion seconded by K. Snow and passed (5-0-1 abstention).

2. DOCKET #2004-009 (REF. 2003-0 15) BAY COMMUNICATIONS

Atty. Edward Pare appeared for applicant. Applicant is seeking extension/renewal of Special Permit which expired on May 13th. Atty. Turano-Flores explained that reason the SP was not used prior to the expiration of the Special Permit was caused by problems experienced by the Town of Truro and was not a fault of the applicant. Discussion held as to possibility of going through National Seashore for access to site during construction only. C. Hartman made a motion to approve the application of Bay Communications for a Special Permit for a period of one year, approving the same project described in the original Special Permit issued by the Board to Cingular Wireless on June 6, 2001, upon the same findings, conditions and special conditions contained in the June 6, 2001 Modification Decision of the Board, as modified by the December 16, 2003 Decision of the Board. All findings, conditions and special conditions contained in the June 6, 2001 Special Permit and the December 16, 2003 modified Special Permit are specifically referenced and incorporated into the new Special Permit to Bay Communications. Motion seconded by T. Franklin and unanimously passed (6-0),

3. DOCKET# DIRSA ANR -- HIGHLAND AVENUE - PLAN #04-60 -ASSESS MAP 32  
PCL 4 & 5

Chet Lay made presentation of plan on behalf of applicant. Plan proposes to consolidate two existing lots into one. T. Franklin made a motion to accept the plan as an ANR; motion seconded by K. Snow and unanimously passed (6-0).

4. KARL NURSE

Atty. Murphy appeared on behalf of applicant. He said the CCC does not have a procedure in place to make a jurisdictional decision under a mandatory DPI and asked the Board to reconsider its vote and to change it to a jurisdictional decision referral. Mr. Sanguinet said he had spoken to Dorr Fox at CCC. T. Franklin said he feels the project should go to CCC; C. Hartman and K. Snow agreed. T. Franklin made a motion that the decision made by the Board on May 11 to send the matter to CCC as a mandatory reference should stand; motion seconded by K. Snow and unanimously passed (6-0).

5. PRELIMINARY SITE PLAN DISCUSSION - 70 NORTH PAMET ROAD

Mark Slivka appeared on behalf of Geiger-Phillips.

A. Chaplin stepped down.

K. Snow suggested that the Board go through the line items in the Bylaw.

C. Hartman said he would prefer to visit the site before anything else is done.

Ms. Snow said she felt certain line items could be eliminated. It was provisionally

agreed that items #13, #15, #17, #19, #20, #21 #23 and #25 could be eliminated.

Site visit scheduled for June 1 at 5:00 pm.

A. Chaplin returned to his seat. N. Brown stepped down. W. Worthington assumed chair.

6. PRE-SITE PLAN REVIEW -- JOHN HOPKINS -- ROUTE 6

After discussion, it was provisionally agreed that Items #1 through #7 in the bylaw should be included. The first sentence only in #8 need be

addressed. #9 through #19 are required. Traffic should be described for #20. #21 requires a statement only. #22 is required. #23 - statement only.

- N. Brown returned to chair.
- 7. Discussion held on the Bylaw rewrite.

8. BOARD REORGANIZATION

A. Chaplin made a motion to re-elect the existing officers; motion seconded by C. Hartman and unanimously passed (6-0).

CHAIR - NICHOLAS BROWN

VICE-CHAIR - WILLIAM WORTHINGTON

SECRETARY - KAREN SNOW

- 9. A. Chaplin made a motion to adopt the Rules of Procedure; motion seconded by C. Hartman and unanimously passed (6-0).

10. Chair noted that A. Nurczynski had expressed his wish to resign

C, Hartman made a motion to adjourn; motion seconded by K. Snow and unanimously passed.

Meeting adjourned at 9:20 p.m.

Respectfully submitted,

Joan Moriarty

